

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
FAYETTEVILLE DIVISION

PHETPINTHONG SENESACKDA

PLAINTIFF

v.

Civil No. 05-5009

CAPTAIN HUNTER PETRAY;
and LT. PAUL CARTER

DEFENDANTS

O R D E R

Now on this 19th day of June, 2006, comes on for consideration the **Magistrate Judge's Report and Recommendation** (document #38), in this matter, to which no objections have been made, and the Court, having carefully reviewed said Report and Recommendation, finds that it is sound in all respects, and that it should be adopted.

IT IS THEREFORE ORDERED that the Magistrate Judge's Report and Recommendation is adopted.

IT IS FURTHER ORDERED that, for the reasons stated in the Magistrate Judge's Report and Recommendation, plaintiff is hereby awarded judgment against defendants on his due process claim, including an award of nominal damages in the sum of \$182.00.

IT IS FURTHER ORDERED that defendants pay the plaintiff's filing fee in the sum of \$150.00. This payment should be made to the United States District Court, marked "filing fee, Senesackda v. Petray, No. 05-5009," and sent to the attention of Gina Rhodes, P. O. Box 1547, Fort Smith, Arkansas 72902.

IT IS SO ORDERED.

/s/Jimm Larry Hendren
HON. JIMM LARRY HENDREN
UNITED STATES DISTRICT JUDGE